Anwar et al v. Fairfield Greenwich Limited et al Doc. 88

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ANWAR, et al. v. FAIRFIELD GREENWICH LIMITED, et al.	:	Master File No. 09 CV 0118 (VM) 09 CV 2366 (VM) (Ferber Action)

PLAINTIFF'S NOTICE OF MOTION

PLEASE TAKE NOTICE that David I. Ferber SEP IRA, plaintiff in No. 09 CV 2366 (VM) (the "Action"), by its undersigned counsel, upon the accompanying memorandum of law and all prior papers had herein, hereby moves the Court for an Order:

(i) pursuant to 28 U.S.C. § 1447(c), remanding the Action to the Supreme Court of the State of New York, County of New York, and awarding plaintiff costs incurred as a result of the removal of the Action;

(ii) vacating the Court's Order dated March 24, 2009 (Dkt. No. 5, 09 CV 2366), which consolidated the Action with *Anwar v. Fairfield Greenwich Group*, 09 CV 0118 (VM); and

(iii) for such other and further relief as the Court may deem just and proper.

Dated: April 8, 2009

/s/ Robert A. Wallner
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